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CITY AND COUNTY OF SAN FRANCISCO,  
KEVIN WORRELL, DAMIEN FAHEY

UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF CALIFORNIA

ADRIENNE MACBETH,

Plaintiff,

vs.

CITY AND COUNTY OF SAN  
FRANCISCO, a municipal corporation;  
KEVIN WORRELL, individually and in  
his official capacity as a police officer for  
the CITY AND COUNTY OF SAN  
FRANCISCO, DAMIEN FAHEY,  
individually and in his official capacity as  
a police officer for the CITY AND  
COUNTY OF SAN FRANCISCO; and  
DOES 1-50, individually and in their  
official capacities.

Defendants.

Case No. C07-3304 MEJ

**DECLARATION OF MATTHEW  
ROTHSCHILD IN SUPPORT OF  
MOTION TO DISMISS SECOND  
THROUGH NINTH CAUSES OF  
ACTION**

Hearing Date: September 20, 2007  
Hearing Judge: Mag. Maria-Elena James  
Time: 10:00 a.m.  
Place: Courtroom B, 15th Floor

Date Action Filed: June 22, 2007  
Trial Date: None Set

**DECLARATION OF MATTHEW ROTHSCILD**

My name is Matthew Rothschild. The following is true of my own knowledge, unless otherwise stated. As to those matters stated on information and belief, I believe them to be true.

1. I am a Deputy City Attorney and am the attorney in charge of the City Attorney's Office Claims Division. When a claim is made against the San Francisco Police Department for activity in the City and County of San Francisco, the record and history of that claim can be located through a record search in my Division.

2. As the attorney in charge of the City Attorney's Office Claims Division, I searched the records of my Division for a claim filed by one Adrienne MacBeth regarding an incident on or around March 31, 2006. I did not find any claim by filed by Ms. MacBeth in the City Attorney's Claims Division records.

I declare under penalty of perjury under the laws of the State of California that the preceding declaration is true, and that this declaration was executed on August 13, 2007 in San Francisco, California.

/s/ Matthew Rothschild

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**MATTHEW ROTHSCILD**